

UNITED STATES DISTRICT COURT
for the
Eastern District of Texas

CAPELLA PHOTONICS, INC.

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Plaintiff(s)

V.

Civil Action No. 2:20cv76-JRG

FUJITSU NETWORK COMMUNICATIONS, INC.

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Defendant(s)

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* FUJITSU NETWORK COMMUNICATIONS, INC.
c/o CT CORPORATION SYSTEM
1999 BRYAN ST STE 900
DALLAS, TX 75201-3140

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are: Charles Everingham IV

Ward, Smith & Hill, PLLC
PO Box 1231
Longview, Texas 75606
(903) 757-6400

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 3/23/20



CLERK OF COURT

David A. O'Toole
Signature of Clerk or Deputy Clerk

Civil Action No. 2:20cv76-JRG

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (*name of individual and title, if any*) _____
 was received by me on (*date*) _____.

- I personally served the summons on the individual at (*place*) _____
 _____ on (*date*) _____; or
- I left the summons at the individual's residence or usual place of abode with (*name*) _____,
 _____, a person of suitable age and discretion who resides there,
 on (*date*) _____, and mailed a copy to the individual's last known address; or
- I served the summons on (*name of individual*) _____, who is
 designated by law to accept service of process on behalf of (*name of organization*) _____
 _____ on (*date*) _____; or
- I returned the summons unexecuted because _____; or
- Other (*specify*): _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00 _____.

I declare under penalty of perjury that this information is true.

Date: _____

*Server's signature**Printed name and title**Server's address*

Additional information regarding attempted service, etc:

Civil Action No. 2:20cv76-JRG

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (*name of individual and title, if any*) FUJITSU NETWORK COMMUNICATIONS, INC., was received by me on (*date*) Mar 23, 2020, 1:35 pm.

- I personally served the summons on the individual at (*place*) _____ on (*date*) _____; or
- I left the summons at the individual's residence or usual place of abode with (*name*) _____, a person of suitable age and discretion who resides there, on (*date*) _____, and mailed a copy to the individual's last known address; or
- I served the summons on (*name of individual*) KIMBERLY HIGHTOWER, who is designated by law to accept service of process on behalf of (*name of organization*) CT CORPORATION SYSTEM, THE REGISTERED AGENT FOR FUJITSU NETWORK COMMUNICATIONS, INC. on (*date*) Mon, Mar 23, 2020; or
- I returned the summons unexecuted because: _____; or
- Other: _____; or

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ \$0.00.

I declare under penalty of perjury that this information is true.

Date: 3/23/20

*Server's signature*Eric Harris - Process Server - PSC-15954 Exp. 11/30/20*Printed name and title*1910 Pacific Avenue, Suite 16700, Dallas, TX 75201*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Mar 23, 2020, 1:40 pm at 1999 BRYAN ST, DALLAS, TX 75201 received by FUJITSU NETWORK COMMUNICATIONS, INC., BY DELIVERING TO ITS REGISTERED AGENT, CT CORPORATION SYSTEM, WHERE THE DOCUMENT WAS ACCEPTED BY KIMBERLY HIGHTOWER, INTAKE SPECIALIST .

DELIVERED TO THE ABOVE-NAMED WAS A SUMMONS IN A CIVIL ACTION, PLAINTIFF CAPELLA PHOTONICS, INC.'S COMPLAINT FOR PATENT INFRINGEMENT WITH EXHIBIT A-B AND CIVIL COVER SHEET.